

IN THE

Court of Appeal of the State of California

IN AND FOR THE

Fifth Appellate District

**COURTROOM PROCEEDINGS**

The court met in its courtroom at 10:00 A.M. Present: Honorable Steven M. Vartabedian, Acting Presiding Justice; Honorable Timothy S. Buckley, Associate Justice; Honorable Dennis A. Cornell, Associate Justice; and Eve Sproule, Court Administrator/Clerk, by Joe G. Lopez, Senior Deputy Clerk.

**F037289      Wilmhurst v. Ward; Germain & Young**

Cause called and argued by Richard Wilmhurst, appellant in propria persona and by Scott Ward, Esq., respondent in propria persona and for respondent Germain & Young.

Cause ordered submitted.

Court recessed until Thursday, June 20, 2002 at 1:30 P.M.

The court reconvened in its courtroom at 1:30 P.M. Present: Honorable Steven M. Vartabedian, Acting Presiding Justice; Honorable Timothy S. Buckley, Associate Justice; Honorable Dennis A. Cornell, Associate Justice; and Eve Sproule, Court Administrator/Clerk, by Lisa J. Prosser, Senior Deputy Clerk.

**F037097      People v. Medina**

Cause called and argued by Russell Sheridan Babcock, Esq., counsel for appellant and by Tiffany Shultz, Esq., Deputy Attorney General, counsel for respondent.

Cause ordered submitted.

**F034508      Kieke-Eastridge v. Proteus, Inc., et al.**

**F035770      Kieke-Eastridge v. Proteus, Inc., et al.**

Cause called and argued by Elizabeth Williams, Esq., counsel for appellant and by Jason Borchers, Esq., counsel for respondents.

Cause ordered submitted.

The court adjourns.

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**F040671      In re the Marriage of Michael Tater Alexander and Judith A. Tuttle**  
Appellant having failed to perform the acts necessary to procure the record after the clerk of the trial court issued notice pursuant to the provisions of rule 8(a)(1), California Rules of Court, IT IS HEREBY ORDERED that the appeal in the above-entitled action is dismissed.

**F037788      People v. Harvey**  
The judgment is affirmed. Cornell, J.  
We concur: Buckley, Acting P.J.; Wiseman, J.  
[NOT TO BE PUBLISHED IN OFFICIAL REPORTS]

**F037654      People v. Gholar, Sr.**  
The judgment is affirmed. Cornell, J.  
We concur: Buckley, Acting P.J.; Wiseman, J.  
[NOT TO BE PUBLISHED IN OFFICIAL REPORTS]

**F038965      People v. Lopez, Jr.**  
Counsel having failed to request oral argument in the above-entitled case, oral argument is deemed waived in accordance with the provisions of a notice heretofore mailed to counsel and the cause is submitted.

**F038965      People v. Lopez, Jr.**  
The judgment is affirmed.  
By the Court.  
[NOT TO BE PUBLISHED IN OFFICIAL REPORTS]

**F040407      Sherrie C. v. The Superior Court of Madera Co., Madera Co. Dept. of Public Welfare**  
Pursuant to the terms of this court's order of June 7, 2002, and failure of any party to request oral argument, the oral argument date of June 27, 2002 is vacated.  
This matter is deemed submitted on the date of this order.

IN THE

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Fifth Appellate District

**F040407      Sherrie C. v. The Superior Court of Madera Co., Madera Co. Dept. of Public Welfare**

The petition for extraordinary writ is denied. This opinion is final forthwith as to this court.

By the Court.

[NOT TO BE PUBLISHED IN OFFICIAL REPORTS]

**F038968      In re Demetrius M., a Minor**

Counsel having failed to request oral argument in the above-entitled case, oral argument is deemed waived in accordance with the provisions of a notice heretofore mailed to counsel and the cause is submitted.

**F038968      In re Demetrius M., a Minor**

The sentence is vacated and the case is remanded for new sentencing before Commissioner Alderete. If he is no longer available, Demetrius will have 45 days to move to withdraw his plea, and, if Demetrius does not timely move to withdraw his plea, then Referee Warmerdam shall reinstate the sentence he imposed.

By the Court.

[NOT TO BE PUBLISHED IN OFFICIAL REPORTS]

**F033659      Gonzalez v. Hanford Elementary School District**

**F034555      Gonzalez v. Hanford Elementary School District**

Filed modification on Denial Of Rehearing (change in judgment). Vartabedian, Acting P.J.

I concur: Harris,.

[NOT TO BE PUBLISHED IN OFFICIAL REPORTS]